

Attorney Docket No. IBNR-011CN

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BOX PATENT APPLICATION  
Assistant Commissioner for Patents  
Washington, D.C. 20231

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): James D. Carlson, Steven J. Schwartz, Eric J. Spada, Eric J. Pelletier and Jeffrey A. Koehler

For (title): APPARATUS AND METHOD FOR  
SCALING A SWITCHING FABRIC  
IN A NETWORK SWITCHING NODE

1. **Type of Application** This new application is for  
a(n)

- ☐ Original (nonprovisional)  
☐ Design  
☐ Plant  
☐ Divisional.  
☒ Continuation.  
☐ Continuation-in-part (C-I-P).

2. **Benefit of Prior Application(s)**

- ☒ The new application being transmitted claims the benefit of U.S. Patent Application  
serial number 09/333,218 filed on June 15, 1999.

3. **Papers Enclosed**

- 15 Pages of specification  
3 Pages of claims  
1 Page of Abstract  
14 Sheets of drawings  
☐ formal  
☒ informal  
1 Page of Cover Sheet

- ☐ The enclosed drawing(s) are photograph(s), and there is also attached a "PETITION TO ACCEPT  
PHOTOGRAPH(S) AS DRAWING(S)." 37 C.F.R. 1.84(b).

**CERTIFICATE OF MAILING**

**37 C.F.R. § 1.10**

"Express Mail" Mailing Label Number EL024412540US

I hereby certify that this paper or fee is being deposited with the  
United States Postal Service "Express Mail Post Office to  
Addressee" service under 37 CFR 1.10 on the date indicated above  
and is addressed to BOX PATENT APPLICATION, Assistant  
Commissioner for Patents, Washington, DC 20231.

Date: 9/22/99

Kameron Ishikata  
Kameron Ishikata

KAMERON ISHIKATA  
Print Name

4. Additional papers enclosed

- ☐ Preliminary Amendment
- ☐ Information Disclosure Statement (37 C.F.R. 1.98)
- ☐ Form PTO-1449 (PTO/SB/08A and 08B)
- ☐ Copies of cited references
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing," computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.
- ☐ Authorization of Attorney(s) to Accept and Follow Instructions from Representative
- ☐ Special Comments
- ☒ Other: Return Postcard.

5. Declaration or oath

- ☒ Enclosed
  - ☐ Unexecuted
  - ☒ Executed by
    - ☒ inventors
    - ☐ legal representative of inventor(s).  
37 CFR 1.42 or 1.43.
    - ☐ joint inventor or person showing a proprietary interest on behalf of inventor who refused to sign or cannot be reached.
    - ☐ This is the petition required by 37 CFR 1.47 and the statement required by 37 CFR 1.47 is also attached. See item 12 below for fee.
- ☐ Not Enclosed
- ☐ Application is made by a person authorized under 37 C.F.R. 1.41 (c) on behalf of all the above named inventor(s).
  - ☐ Showing that the filing is authorized.

6. Assignment

- ☒ An assignment of the invention to IronBridge Networks, Inc.
  - ☒ is attached. A separate ☐ "COVER SHEET FOR ASSIGNMENT (DOCUMENT) ACCOMPANYING NEW PATENT APPLICATION" or ☒ FORM PTO 1595 is also attached.
  - ☐ will follow.

**7. Certified Copy**

Certified copy(ies) of application(s)

Country	Appln. no.	Filed
Country	Appln. no.	Filed
Country	Appln. no.	Filed

from which priority is claimed

- ☐ is (are) attached.  
☐ will follow.

**8. Abandonment of Prior Application**

- ☒ Please abandon the prior application at a time while the prior application is pending, or when the petition for extension of time or to revive in that application is granted, and when this application is granted a filing date, so as to make this application copending with said prior application.

**9. Notification in Parent Application of this Filing**

- ☒ A notification of this filing of this  
☒ continuation  
☐ continuation-in-part  
☐ divisional  
is being filed in the parent application, from which this application claims priority under 35 U.S.C. §120.

**10. Fee Calculation (37 C.F.R. 1.16)**

**CLAIMS AS FILED**

	Number filed		Number Extra	Rate	Basic Fee 37 C.F.R. 1.16(a) <b>\$760.00</b>
Total					
Claims (37 CFR 1.16(c))	14	- 20 =	0	\$ 18.00	
Independent					
Claims (37 CFR 1.16(b))	2	- 3 =	0	\$ 78.00	
Multiple dependent claim(s), if any (37 CFR 1.16(d))			+	\$260.00	

- ☐ Amendment cancelling extra claims is enclosed.
- ☐ Amendment deleting multiple-dependencies is enclosed.
- ☐ Fee for extra claims is not being paid at this time.

Filing Fee Calculation

\$ 760.00

11. Small Entity Statement(s)

- ☒ Verified Statement(s) that this is a filing by a small entity under 37 CFR 1.9 and 1.27 is (are) attached.

- ☐ Status as a small entity was claimed in prior application \_\_\_\_\_, filed on \_\_\_\_\_ from which benefit is being claimed for this application under:

- 35 U.S.C. ☐ 119(e),  
☐ 120,  
☐ 121,  
☐ 365(c),

and which status as a small entity is still proper and desired.

- ☐ A copy of the verified statement in the prior application is included.

Filing Fee Calculation (50% of A, B or C above)

\$ 380.00

12. Fee Payment Being Made at This Time

- ☐ Not Enclosed

- ☐ No filing fee is to be paid at this time.

*(This and the surcharge required by 37 C.F.R. 1.16(e) can be paid subsequently.)*

- ☒ Enclosed

☒ Basic filing fee \$ 380.00

☒ Recording assignment

(\$40.00; 37 C.F.R. 1.21(h))

(See attached "COVER SHEET FOR ASSIGNMENT  
ACCOMPANYING NEW APPLICATION".)

\$ 40.00

Total fees enclosed

\$ 420.00

13. Method of Payment of Fees

☒ Checks in the amount of \$ 380.00, 40.00

☐ Charge Account No. 12-0448 in the amount of \$ \_\_\_\_\_  
A duplicate of this transmittal is attached.

14. Authorization to Charge Additional Fees

☒ The Commissioner is hereby authorized to charge the following additional fees during the entire pendency of this application to Account No. 12-0448.

☒ 37 C.F.R. 1.16(a), (f) or (g) (filing fees)

☒ 37 C.F.R. 1.16(b), (c) and (d) (presentation of extra claims)

☐ 37 C.F.R. 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)

☐ 37 C.F.R. 1.17 (application processing fees)

☐ 37 C.F.R. 1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 C.F.R. 1.311(b))


15. Instructions as to Overpayment

☒ Credit Account No. 12-0448

☐ Refund

Respectfully submitted,

LAPPIN & KUSMER LLP



Steven M. Mills

Registration Number 36,610

Attorney for Applicants

Date September 22, 1999  
Two Hundred State Street  
Boston, MA 02109  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): James D. Carlson, et al.  
Filing Date: September 22, 1999  
Title: APPARATUS AND METHOD FOR SCALING A SWITCHING  
FABRIC IN A NETWORK SWITCHING NODE

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.10

"Express Mail" Mailing Label Number EL024412540US I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to BOX PATENT APPLICATION, Assistant Commissioner for Patents, Washington, DC 20231.

9/22/99

Date



Kameron Ishikata

BOX PATENT APPLICATION

Assistant Commissioner for Patents  
Washington, DC 20231

Sir: TRANSMITTAL LETTER

Enclosed herewith for filing in the above-identified patent application please find the following listed items:


1. New Application Transmittal;
2. New Continuation Patent Application;
3. Executed Declaration, Petition and Power of Attorney;
4. Fourteen (14) Sheets of Informal Drawings;
5. Check in the amount of \$380.00 to cover requisite fee;
6. Executed Verified Statement;
7. Assignment Recordation Form Cover Sheet;
8. Executed Assignment;
9. Check in the amount of \$40.00 to cover assignment recordation fee; and
10. Return Postcard.

In connection with the foregoing matter, please charge any additional fees which may be due, or credit any overpayment, to Deposit Account Number 12-0448. A duplicate copy of this letter is provided for this purpose.

Respectfully submitted,

LAPPIN & KUSMER LLP

Date: September 22, 1999  
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